

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

GIGAMON INC.,	)	
	)	
	)	
Plaintiff,	)	<b>Civil Action No. 2:19-cv-300-JRG</b>
	)	
v.	)	<b>JURY TRIAL DEMANDED</b>
	)	
APCON, INC.,	)	
	)	
Defendant.	)	

**JOINT MOTION TO AMEND FOURTH AMENDED DOCKET CONTROL ORDER**

Defendant Apcon, Inc. (“Apcon”) and Plaintiff Gigamon Inc. (“Gigamon”) (collectively “parties”) submit this Joint Motion to Amend the Fourth Amended Docket Control Order (Dkt. 99).

In consideration of the on-going efforts the parties are making to resolve discovery disputes, the parties’ ongoing production of documents, and the scheduling of depositions outside of the close of fact discovery, the parties jointly seek the following short extension and amendment to the Docket Control Order. The parties respectfully request that the Court issue a Fifth Amended Docket Control Order with the following change:

Existing Deadline	Amended Date	Event
August 10, 2020	August 17, 2020	Deadline to Complete Fact Discovery and File Motions to Compel Discovery
August 17, 2020	August 24, 2020	Serve Disclosures for Expert Witnesses by the Party with the Burden of Proof
September 8, 2020	September 15, 2020	Serve Disclosures for Rebuttal Expert Witnesses
September 21, 2020	September 23, 2020	Deadline to Complete Expert Discovery

This change does not any other deadline or hearing in the case. A proposed order is attached.

Dated: August 7, 2020

Respectfully submitted,

/s/ Jonas R. McDavit

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on August 7, 2020.

/s/ Michael W. De Vries

Michael W. De Vries